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# ALLEGEDGER

Vol. III, No. 1 • Boston College Law School • September 19, 1983

## PROFESSOR PROFILES

### KENNETH HIPPI: Social Conscience and Scuba Diving

by Barbara M. Epstein

The career of Kenneth Hipp, Visiting Associate Professor from the NLRB, has been focused on improving the working and living conditions of others. At times he has succeeded in combining this concern with his flair for the adventurous.

Professor Hipp attended Duke University where, finally, he majored in history. Initially he had been only "vaguely aware" of what he wanted to do and drifted from mathematics to forestry. His interest in labor issues was born during this time, partially inspired by the writings of Steinbeck. While at Duke he helped form the union for custodial workers.

After graduating in 1967 Professor Hipp went to the University of North Carolina Law School with the intent of becoming more involved in labor law. His interest flourished under the tutelage of outstanding professors, especially Frank McCulloch, Chairman of the Labor Board. During his

law school years, Professor Hipp helped initiate the Chapel Hill legal services under a grant from HEW, thus opening up courtroom doors to law students. He also was a research assistant to the director of the North Carolina Institute of Government which assists governmental bodies in the drafting and administration of statutes.

Professor Hipp's stay in law school was briefly interrupted when his graduate-student exemption from the military expired. As a member of the Marine Corps Reserves, he endured the same training that the "regulars" did on Paris Island for about one year. He then served six more years in the reserves.

After law school Professor Hipp worked for the NLRB in its federal courts litigation sections, arguing cases in courts of appeal all around the country. After two years he wanted to try something radically different, and so he did. He worked for the Micronesian Claims Commission for three years in Micronesia, adjudicating claims under a treaty between the United States and Japan as to reparation for losses, during World War II, of Micronesians who were non-belligerents and also for losses as a result of a post-war nuclear testing.

Professor Hipp's wife, also a free spirit, and his young family accompanied him. Since summer is eternal in that part of the world, there was no great hardship. Much of their time was spent scuba diving and fishing in this idyllic setting.

*Continued on Page 7*

Elizabeth Spencer



*Continued on Page 2*



Kenneth Hipp

## PROFESSOR PROFILES

### ELIZABETH SPENCER: Energy and Enterprise

by Barbara M. Epstein

Elizabeth Spencer, one of three instructors of the Food, Drug, and Cosmetic Law course, is a full-time attorney for the Gillette Company in Boston. Ms. Spencer came to the study of law from an unusual and diversified background.

As an army officer's child, Ms. Spencer lived for some years in both Venezuela and Taiwan. Such a lifestyle was one of the factors which led her to enter the School of Foreign Service at Georgetown University, where she studied history, government, economics, and Chinese. Instead of joining the diplomatic corps upon her graduation, however, she took time out to marry and to raise four children.

All through college and until her first graduate program, Ms. Spencer worked—worked at about everything: she was a legal secretary; a draftsman; a tax examiner for the IRS; a paralegal; and a research analyst for Army Intelligence, analyzing captured documents. While working for a film and television production company in the Virgin Islands, she received a fellowship for graduate study from the NEA through the Virgin Islands Arts Council; she received a master's degree in Media Ecology from New York University in 1973.

Returning to the Virgin Islands, Ms. Spencer worked for the Department of Public Education and the Arts Council, teaching film-making to both students and other teachers.

She also was a consultant for local television stations. Since she saw limitations in this career, both personally and financially, Ms. Spencer left the Virgin Islands and went to Franklin Pierce Law Center, graduating in 1978. Law school attracted her because it provides a "generalist education." In her view, it covers many substantive areas and offers an entry into a "broad profession with a lot of options," as well as into other business areas. She sees it as a profession which continually offers challenges and does not become stale.

After graduating, Ms. Spencer worked in the Consumer Protection Division of the Attorney General's Office in Boston for three years. Her next position was with Gillette, where she still is an in-house counsel. Although she works for the one corporation, she has several "clients" within Gillette: different brands of products; the advertising service division; and the St. Paul manufacturing center. Ms. Spencer is responsible for the in-house management of various cases in which Gillette is the defendant (anti-trust suits, products liability). Out-of-house counsel actually litigate the various cases around the world, although in-house counsel is more active around Boston; the two groups work together on the cases.



James E. Malley, S.J.

### A NEW DEAN OF STUDENTS FOR THE LAW SCHOOL

by Sheryl Serreze

As most of you have probably noticed, there is a new name on the office across the hall from Mr. Pepper. Father Malley, former Newton Campus Chaplain, has taken over as Dean of Students for the law school. The position became available when Dean Augustyn resigned last semester.

James E. Malley, S.J. graduated Dartmouth College and Harvard Law School. He served in the Navy during both World War II and the Korean War and was a practicing attorney in Boston, San Francisco and Manchester. Father Malley also worked as a mission superior and parish priest in Brazil and Mexico City for seven years. At the Georgetown University Law Center Father Malley worked for seven years as a campus minister in an inter-faith setting.

Father Malley says that he "felt peripheral" as the Campus Chaplain last year, and hopes that as Dean of Students he will have a more active, although still accessible, role. The new Dean's major aim is to help the "walking wounded," those people who are really hurting inside, know that they are not alone. Workshops, support groups and other preventative activities are planned to help alleviate some of the tensions of law school. Father Malley also plans to help the student organizations unite and serve a greater sphere of the law school community.

Welcome and good luck.



## PROFESSOR PROFILES

### ELIZABETH SPENCER

Continued from Page 1

Despite working full-time and raising four children, Ms. Spencer participates in a variety of activities. She enjoys sailing on the Charles or in Marblehead, camping with her children, and playing tennis. Formerly a student of dance, she now is "just a spectator." ("So many used-to's... life keeps changing.") Although Gillette sends her to major American cities, she indulges her love for travel during her vacations.

Equally important is Ms. Spencer's involvement in women's "networking." While in law school she founded the Woman's Caucus and was instrumental in greatly increasing the woman-student percentage, and in seeing the first full-time women professors hired. She is a charter member of the Women's Bar Association, a professional organization which also functions as a support and information group. This interest inspired her to teach in law school, with the intention of providing a role model for women students, so they will not have the "mistaken impression [a woman has] to act like a man."

## EDITORIAL

As all school publications must, the *Alledger* is passing along the responsibilities and rewards of producing the law school newspaper to the underclasspersons of the school. No one group of people could ever become "indispensable" (as inviting as that may seem), else the journal would die upon their graduation. Constant training of new students, as well as constant growth and change due to their fresh ideas and insights, is the only possible route to ensure the continued success of any publication.

I am therefore happy to step down as editor-in-chief of the *Alledger*, and to welcome my successor, Mary Ellen Murphy. The other second and first year students who have offered their time and energies also deserve a word of thanks. To these new faces the law school community will look for information, opinion and amusement. Good Luck!

Sheryl Serreze

# ALLEDGER

Vol. III, No. 1

Boston College Law School  
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The *Alledger* is published every other Monday, 12 times per academic year, by the students of **Boston College Law School**. We welcome submissions and contributions from all our readers. Manuscripts, news letters, ads, notices, etc. should reach us by 12:00 pm the Wednesday immediately preceding the intended publication date. Copy may be left at the *Alledger* office (M201B Stuart Hall), or in our mailbox across from the Deans' offices.

## WORDS IN ORDER

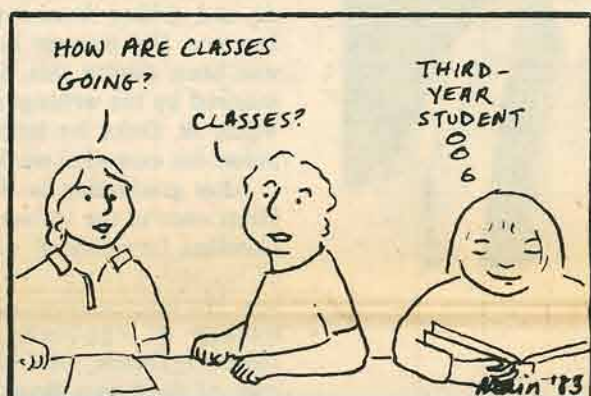
The law review writing competitions affect the life of almost all second year Boston College law students. At the very least, a second year student must decide not to participate in one of the five writing competitions. Many, however, will decide to enter at least one of the competitions. Before the intensity of this year's competition fades, a few observations of the entire process are in order.

First, the writing competitions hang like a dark cloud over a law student's second year. The second year students who are successful in the writing competition are quickly inundated with work. They groan, moan, and write the damn article case summary. During the course of their 2nd year, they complain to some of those students who failed to write onto one of the law journals. Those students who were unsuccessful are, at bottom, hardly sympathetic. These students are faced with the prospect of missing a very valuable credential in a very tight job market. These students only wish that they could have the problems of the successful entrants.

In sum, both groups are miserable. Some because they were unsuccessful and others because they are spread too thin. And the first year students thought that life gets better in the second year. Different, not necessarily better.

Second, most students are led to believe that success or failure in the competitions depends on an almost innate ability to cogently analyze and write about legal issues. The competition results probably do not hinge so much on a student's innate abilities as much as on the abilities of the research and writing instructors. One need only talk to the second and third year classes to find that the abilities of their instructors ranged from excellent to abominable. One's ability to successfully compete could very well depend on the quality of the leader. It would certainly be interesting to learn whether students in certain research and writing courses are more successful than other students.

Finally, the writing competition is a perverse educational experience. Through the competition, BC law turns its back on educating: the poorer writers are told to accept their status as second-rate writers and are not given the opportunity or encouragement to improve their skills. Instead, the better writers in the school sharpen their writing skills by writing articles, the very exercise that would turn "second-rate writers" into first-class writers. This treatment of the unsuccessful participant hints at the failure of the law school truly to educate.



## DEAN'S CORNER

Welcome. We are very pleased to see our returning students and particularly to greet the class of 1986. Legal education, as with much that is worth doing, is not all pleasure but it should offer you a very real sense of accomplishment. And, perhaps because you are all subject to the same high pressures, the friendships you make in law school are close and often continue long after you leave here.

Even a brief welcome column gives me an opportunity to give a little advice from the vantage point of some thirty years of working with law students. And, in an era of pre-history, I was one myself. I think, over a period of time, I find most disturbing the feeling of a lack of self-worth that many, if not most, fine law students feel. You are bright, and bright people tend to be more introspective than those less blessed with outstanding intelligence. Perhaps this is why, under the rather pressure cooker atmosphere of law school, a number of students doubt themselves in many ways. We didn't really need Eric Ericson to be able to see that life is a period of growth even if he explained it well. We do know that as we advance in age and experience, we do change. Most law students are at an age of great change and some aspects of legal education limit these natural growth patterns.

One can change legal education some—maybe even a great amount if we did not have to think of bar examinations, accreditation standards and the views of hiring committees. The main arena of growth, however, must be within yourselves. As a group you are remarkably talented. Your worth to yourselves, your families and loved ones, and to this country and the world, is great. I am not, of course, encouraging arrogance, which is the most fatal of all intellectual diseases. But know yourself and see yourselves for the unusually gifted persons you are. Failure is only not doing what you are reasonably capable of, and no human has ever gone through life without many failures in many areas. We learn more really from failure than success. And we learn most if we are self-respectful.

This is, I know, a rather preachy welcome message. But we do want your legal education here to extend beyond the classroom and the library and to be a period in which you gain that sense of self-value that will make your life creative and valuable to both yourselves and others. So, again, welcome—welcome back to the second and third-year students and welcome—we are happy you are here—to the first year students.

Richard G. Huber



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B.C. STUDENT REPS:

Charla Bizios	Linda Brisson	Jim Peloquin
Tim Borchers	Tracie Longman	Leslie Seaton-Fine



This short directory should serve as a fairly accurate guide to provide the uninitiated with access to the wondrous ways of greater Newton. For the well-heeled and more adventuresome, the lights of the big city may beckon, but for those of us with clipped wings and scanty budgets, the local environs can be found to provide most of the necessities.



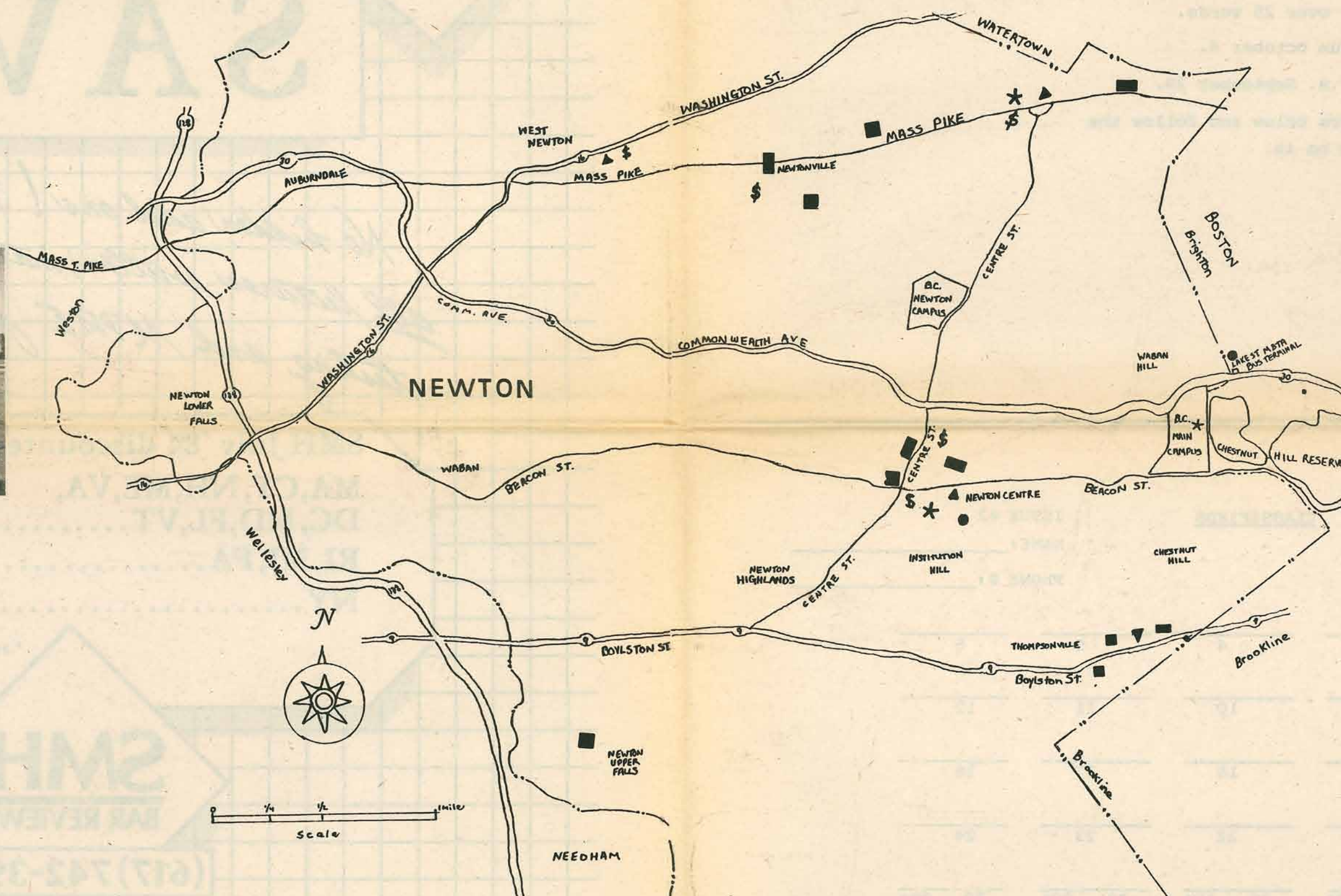
**MBTA**  
There are two convenient access points for the "T", Boston's excuse for Mass. transportation (look for the circles [●]). The "T" is often maligned, and with ample justification, but it is a cheap and tolerable alternative to the Denver Boot and Boston traffic.



**RESTAURANTS**  
There are a number of fast and pseudofast food places to eat in Newton. Many take the form of pizza parlors and with a little effort you ought to be able to locate one or two which are (1) cheap, or (2) edible, or (3) pleasant. These are generally exclusive alternatives. Look for the squares on the map for a partial listing of restaurants. (■).



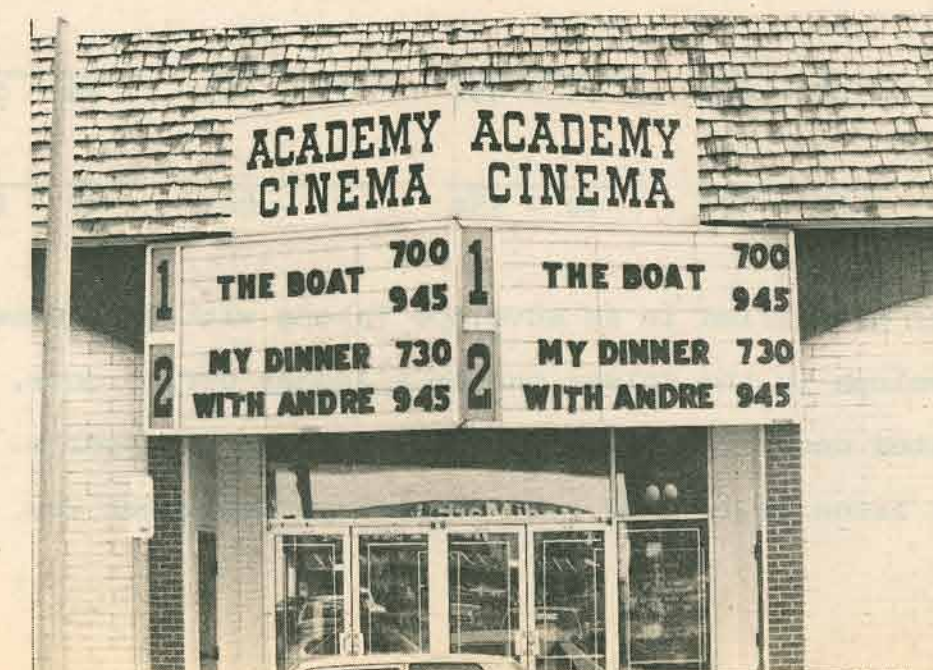
**GROCERIES**  
Besides the conspicuous "Stah" Market hovering above the Mass. Pike, there is a Purity Supreme on Washington Street and a number of smaller specialty grocers. Look for the rectangles (■).



**BANKING**  
You will quickly discover the disadvantage of being in an area with 10,000 check bouncing undergraduates. Banks expect you to pay a charge for every conceivable action and inaction on either your or their part. Mountains of 10¢ and 50¢ service charges are a fact of Newton financial life and are best dealt with by dealing exclusively with automated bank tellers which do not smile while taking your money. Banks can be found at the dollar sign (\$).



**NIGHTLIFE**  
Bars, mostly, and as in most places they are as varied as the people (and things) that haunt them. Look for the stars (\*) and enjoy.



**MOVIES**  
Without leaving the Newton area, the movie-goer has a choice of at least four theaters and eleven screens. The prices vary but for first release films you will be allowed to donate \$4.00 per head. Theaters can be located on the map by finding the triangles (▲), or by calling:  
Chestnut Hill Mall  
Theatres (4) 277-2500  
West Newton  
Cinema (3) 964-6060  
Paramount Cinema (2) 965-5530  
Academy Twin  
Cinema (2) 332-2524



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## BOSTON COLLEGE LAW SCHOOL ANNOUNCEMENTS

Economist John Kenneth Galbraith will deliver the 1983 Alice E. Bourneuf Lecture, "Economic Policy and the Liberal Left" on September 22, 1983 at 8:00 pm in the Theater Arts Center, Main Campus.

Confirmation of registration will be held September 14-16 at the Main Campus (Gasson Hall) and September 21 and 22 at the Law School. Your bill must be squared away in order to register at the Law School.

The Law School Library will be offering orientation tours for first year and transfer students beginning September 19 and ending September 29. Sign up book available at the front desk.

Yass Hakoshima will perform his mime repertoire on October 6, 1983 at 8:00 pm at the Theater Arts Center, Main Campus.

Peter Arnott will present a Marionette Theater presentation of "Antigone" on October 20, 1983 at 8:00 pm at Gasson Hall, room 100.

Larry Glick, WBZ Radio Personality, will be speaking on stress and tension in relation to law students at New England School of Law, room 400 on Wednesday, September 28, 1983 at 4:30 pm. A free reception will follow the discussion. New England School of Law is accessible via the Green Line, Boylston stop.

For all persons still wishing to write-on, the *Alledger* can always use articles, commentaries, letters, etc. Just drop them off in the *Alledger* mailbox or in room M201b.

## PROFESSOR PROFILES KENNETH HIPPI

Continued from Page 1

Since his return to Washington in 1976, Professor Hipp has held various positions with the Labor Board. Most recently he was supervising lawyers arguing in the appellate courts. His most notable and interesting case was the one popularized in the movie *Norma Rae*, apparently an accurate portrayal of the issues, procedures, and activities of a textile workers' union. J.P. Stevens was the real-life company which resisted employees' attempts to organize to improve their working conditions. Professor Hipp handled the case in the court of appeals and won. A contempt case, it "broke the back of the company's resistance," gaining a \$100,000 prospective fine for each violation, as well as other remedies.

Despite being back in the States, Professor Hipp has not abandoned his interest in the wilder outdoors. He enjoys camping, hiking, diving, and jogging, and still travels to the Caribbean for diving, snorkeling, and spear fishing.

Weaving in and out of the talk about work and activities are constant allusions to literature. Great literature has played an important part in Professor Hipp's background; he sees being a writer as "the ultimate mode of creativity." He speaks with admiration of Steinbeck, Graham Greene, and Vonnegut whom he believes captures the absurdity of life in the mid-twentieth century. Vonnegut, he says, has a social conscience and satirizes both liberals and conservatives; he "points out how ludicrous we are." It is this sense of awareness that emerges as the force behind Professor Hipp's enthusiasm for all his activities.

## BOSTON COLLEGE FILM BOARD PRESENTATIONS

Films are shown Friday and Saturday evenings at 7:30 pm and 10:00 pm in McGuinn Auditorium and on Sunday evenings at 7:00 in the Barry Fine Arts Pavilion on Newton Campus. A Boston College I.D. Card merits free admission.

September 23, 24 & 25  
September 30, October 1 & 2  
October 14, 15 & 16  
October 21, 22 & 23  
October 28, 29 & 30  
November 4, 5 & 6  
November 18, 19 & 20  
December 2, 3 & 4  
December 9, 10 & 11

Tootsie  
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